

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant(s): | Daryll A. EMERY et al. |) | Group Art Unit: | 1655 |
| | |) | | |
| Serial No.: | 10/749,602 |) | Examiner: | Patricia A. Leith |
| Confirmation No.: | 8548 |) | | |
| | |) | | |
| Filed: | December 31, 2003 |) | | |
| | |) | | |
| For: | IN OVO DELIVERY OF AN IMMUNOGEN CONTAINING IMPLANT | | | |

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the continuing duty of candor and good faith that is to be demonstrated before the United States Patent and Trademark Office (USPTO), enclosed herewith is a copy of a document which Applicants bring to the Examiner's attention as possibly being of interest in connection with the above-identified patent application. Pursuant to M.P.E.P. §609, the information cited in the present Information Disclosure Statement shall not be construed to be an admission that the information is, or is considered to be, material to patentability. Consideration of each of the documents listed on the attached 1449 form is respectfully requested. Pursuant to the provisions of M.P.E.P. §609, Applicants further request that a copy of the 1449 form, marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Since this Supplemental Information Disclosure Statement is submitted after receipt of an Office Action in the above-identified patent application, Applicants hereby authorize a charge of \$180 to Deposit Account No. 13-4895 to cover the fee required under 37 CFR §§1.97(c) and 1.17(p). Please charge any additional fees or credit any overpayment to Deposit Account No. 13-4895.

Supplemental Information Disclosure Statement

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When the Examiner takes up the present application, consideration of these documents is respectfully requested. The Examiner is invited to contact Applicants' Representatives at the telephone number listed below if they can be of any assistance during prosecution of the present application.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted via the U.S. Patent and Trademark Office electronic filing system in accordance with 37 CFR §1.6(a)(4) to the Patent and Trademark Office addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 7th day of May, 2009.

By: Deb Schurmann

Name: Deb Schurmann

Date

5/7/2009

Respectfully submitted

By

Muetting, Raasch & Gebhardt, P.A.

P.O. Box 581336

Minneapolis, MN 55458-1336

Phone: (612)305-1220

Facsimile: (612)305-1228

Customer Number 26813

By: Christopher D. Gram

Christopher D. Gram

Reg. No. 43,643

Direct Dial (612)305-0412